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International Business Machines Corporation*

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH**

THE SCO GROUP, INC.

Plaintiff/Counterclaim-Defendant,

v.

INTERNATIONAL BUSINESS MACHINES  
CORPORATION,

Defendant/Counterclaim-Plaintiff.

~~**[PROPOSED]**~~  
**ORDER RE BRIEFING OF PENDING  
MOTION**

Civil No. 2:03CV0294 DAK

Honorable Dale A. Kimball

Magistrate Judge Brooke C. Wells

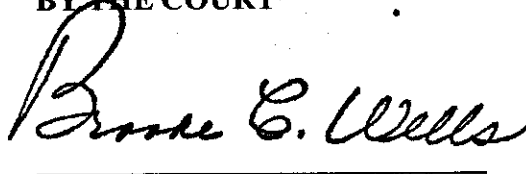
Based upon the stipulation of the parties, and good cause appearing,

IT IS HEREBY ORDERED that IBM shall have until February 18, 2005 to file and serve its Memorandum in Opposition to SCO's Motion to Compel IBM to Produce Samuel J. Palmisano for Deposition.

IT IS FURTHER ORDERED that SCO shall have until March 11, 2005 to file and serve its Reply Memorandum in Support of SCO's Motion to Compel IBM to Produce Samuel J. Palmisano for Deposition.

DATED this 11 day of February, 2005.

BY THE COURT

  
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APPROVED AS TO FORM:

HATCH, JAMES & DODGE, P.C.  
Brent O. Hatch  
Mark F. James

By   
\_\_\_\_\_  
Counsel for Plaintiff

**CERTIFICATE OF SERVICE**

I hereby certify that on the 17<sup>th</sup> day of February, 2005, a true and correct copy of the foregoing was sent by U.S. Mail, postage prepaid, to the following:

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blk

United States District Court  
for the  
District of Utah  
February 11, 2005

\* \* CERTIFICATE OF SERVICE OF CLERK \* \*

Re: 2:03-cv-00294

True and correct copies of the attached were either mailed, faxed or e-mailed by the clerk to the following:

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